



**ROANOKE CITY COUNCIL  
ROANOKE CITY SCHOOL BOARD  
MONDAY, AUGUST 7, 2006**

**9:00 A.M.**

**STONEWALL JACKSON MIDDLE SCHOOL  
MEDIA CENTER  
1004 MONTROSE AVENUE, S. E.**

**AGENDA**

**1. Call to Order -- Roll Call**

City Council        -     All Present  
School Board       -     All Present

**2. Welcome and Opening Remarks.    Mayor Harris  
   Chairman Carson**

**3. School Board Items:  
a. 2006-07 Strategic Planning Goals and Objectives -  
   Chairman Carson**

**4. Discussion of Additional Capital Improvement Funds for Patrick  
Henry High School - City Council agreed to discuss the matter  
during its informal work session following the joint meeting.**

**5. Facilities and Financing Work Group Updates  
Received and filed.**

6. Council Inquiries:
  - a. 2006 High School Football Schedule – Mr. George Miller  
Received and filed.
  - b. Community Walking Trail at William Fleming – Mr. Bernard Godek  
Received and filed.
  - c. After-School Programs – Mr. August Bullock  
Received and filed.
7. Briefing on Storage and Distribution of Motor Fuels – Mr. Ken Cronin  
Received and filed.
8. Comments by Council Members/School Board Trustees
9. The School Board meeting was adjourned.

**THE COUNCIL MEETING WAS DECLARED IN RECESS TO BE IMMEDIATELY RECONVENED IN ROOM 159, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., TO CONSIDER THE FOLLOWING AGENDA ITEMS:**

**A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.**

**Approved (7-0)**

**File #110-132**

**Items listed on the 2:00 p.m. Council docket requiring discussion/clarification, and additions/deletions to the 2:00 p.m. agenda. (10 minutes)**

**Topics for discussion by the Mayor and Members of Council. (10 minutes)**

## **BRIEFINGS:**

### **City Manager:**

- Flood Reduction Project Update – 15 minutes
- Realignment of Right-of-Way Management Issues – 10 minutes

Discussion of Additional Capital Improvement Funds for Patrick Henry High School. City Council elected to issue \$4.6 million of additional bonds, but was unwilling to participate in the annual debt service in connection with a portion of the project; and encouraged the School Administration to convert the performance guarantee paid from the project account from a cash form to a bond, letter or credit, or some other form of surety.

THE COUNCIL MEETING WAS DECLARED IN RECESS AT 11:00 A. M., FOR A MEETING OF AUDIT COMMITTEE IN THE COUNCIL'S CONFERENCE ROOM, ROOM 451, NOEL C. TAYLOR MUNICIPAL BUILDING. THE MEETING WAS RECONVENED AT 2:00 P.M., IN THE CITY COUNCIL CHAMBER.

### **CERTIFICATION OF CLOSED SESSION. (7-0)**

The following persons were appointed/reappointed to certain boards, committees and commissions:

John H. Johnson, Jr., was appointed as a member of the Board of Fire Appeals, for a term ending June 30, 2010.

File #15-70-110

William L. Lee was appointed as a member of the Personnel and Employment Practices Commission, for a term ending June 30, 2009.

File #15-110-202

**Michael E. Smith was appointed as a member of the Youth Services Citizen Board, for a term ending May 31, 2009.  
File #15-110-304**

**Gregory W. Feldmann and Christie L. Wills were reappointed as Commissioners of the Roanoke Redevelopment and Housing Authority on August 31, 2010.  
File #15-110-178**

*Lea*  
**37488-080706**



**ROANOKE CITY COUNCIL  
REGULAR SESSION**

**AUGUST 7, 2006  
2:00 P.M.**

**CITY COUNCIL CHAMBER**

**AGENDA**

**1. Call to Order--Roll Call. All Present.**

The Invocation was delivered by Council Member Beverly T. Fitzpatrick, Jr.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor C. Nelson Harris.

Welcome. Mayor Harris.

**NOTICE:**

Meetings of Roanoke City Council are televised live on RVTV Channel 3. Today's Council meeting will be replayed on Channel 3 on Thursday, August 10, 2006, at 7:00 p.m., and Saturday, August 12, 2006, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

## **ANNOUNCEMENTS:**

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE WEDNESDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT [WWW.ROANOKEVA.GOV](http://WWW.ROANOKEVA.GOV), CLICK ON THE SERVICE ICON, CLICK ON COUNCIL AGENDAS TO ACCESS THE APPROPRIATE AGENDA AND COUNCIL MEETING. IF ADOBE ACROBAT IS NOT AVAILABLE, A PROMPT WILL APPEAR TO DOWNLOAD PRIOR TO VIEWING AGENDA INFORMATION.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT [WWW.ROANOKEVA.GOV](http://WWW.ROANOKEVA.GOV), TO OBTAIN AN APPLICATION.

## **2. PRESENTATIONS AND ACKNOWLEDGEMENTS: NONE.**



David C. Key as a member of the Board of Trustees, City of Roanoke Pension Plan, for a term ending June 30, 2010;

Kathleen W. Lunsford as a member of the Roanoke Arts Commission, for a term ending June 30, 2009;

Robert H. McAden as a member of the Parks and Recreation Advisory Board, to fill the unexpired term of Gwendolyn W. Mason, resigned, ending March 31, 2007;

Michael L. Ramsey as a member of the Roanoke Public Library Board, for a term ending June 30, 2009; and

Clarice E. Walker as a member of the Roanoke Neighborhood Advocates, for a term ending June 30, 2009.

**RECOMMENDED ACTION: Received and filed.**

**File #110-67-178-230-323-326-467-488**

### **REGULAR AGENDA**

**4. PUBLIC HEARINGS: NONE.**

**5. PETITIONS AND COMMUNICATIONS: NONE.**

**6. REPORTS OF OFFICERS:**

a. CITY MANAGER:

**BRIEFINGS: NONE.**

**ITEMS RECOMMENDED FOR ACTION:**

1. Acceptance of a Crime Analysis Grant from the Department of Criminal Justice Services, in the amount of \$12,653.00; and appropriation of funds.

**Adopted Resolution No. 37488-080706 and Budget Ordinance No. 37489-080706. (7-0)**

**File #5-60-236**

2. Acceptance of a Rescue Squad Assistance Fund Grant from the Virginia Department of Health, Office of Emergency Medical Services, in the amount of \$42,235.00; and appropriation of funds.  
**Adopted Resolution No. 37490-080706 and Budget Ordinance No. 37491-080706. (7-0)**  
**File #60-70-188-236**
3. Acceptance of a Local Government Challenge Grant from the Commonwealth of Virginia Commission for the Arts, in the amount of \$5,000.00; and appropriation of funds.  
**Adopted Resolution No. 37492-080706 and Budget Ordinance No. 37493-080706. (7-0)**  
**File #60-236**
4. Amendment of the City Code to provide for an increase in the flat fee billed to recover expenses incurred in connection with Driving Under the Influence (DUI) and other traffic incidents; and appropriation of anticipated fees for fiscal year 2006-2007.  
**Adopted Ordinance No. 37494-080706 and Budget Ordinance No. 37495-080706. (7-0)**  
**File #5-24-60**
5. Amendment of the City Code to delete the prohibition against dogs in the Market Square.  
**Adopted Ordinance No. 37496-080706. (7-0)**  
**File #24**
6. Amendment of the Fee Compendium to provide for an increase in the sale and replacement price of automated trash containers from \$51.95 to \$60.00.  
**Adopted Resolution No. 37497-080706. (7-0)**  
**File #289**

7. Execution of separate Amendments No. 1 with Hayes, Seay, Mattern & Mattern, Inc., and Mattern & Craig, Inc., for consulting services for bridge, culvert, sign, tunnel and parking garage inspection services.  
**Adopted Resolution Nos. 37498-080706 and 37499-080706. (7-0)**  
**File #102**
8. Execution of Amendment No. 4 to the Lease Agreement with the Commonwealth of Virginia Department of General Services, Division of Engineering and Building, to extend existing rental terms of the lease for space in the Commonwealth Building located at 210 Church Avenue, S. W., for four months, commencing July 1, 2006 and ending October 31, 2006.  
**Adopted Ordinance No. 37500-080706. (7-0)**  
**File #373-524**
9. Execution of Amendment No. 1 to the 2004-2005 CDBG/HOME Agreement with the Roanoke Redevelopment and Housing Authority, in connection with the Park Street Square Project.  
**Adopted Resolution No. 37501-080706. (7-0)**  
**File #178-236**

## **7. REPORTS OF COMMITTEES: NONE.**

## **8. UNFINISHED BUSINESS:**

- a. Ordinance conveying an 11.067-acre parcel of City-owned land located at the intersection of Orange Avenue and Blue Hills Drive, N. E., to Blue Hills Village, LLC. (Action on the Ordinance was tabled until the regular meeting of Council on Monday, August 7, 2006.)  
**Adopted Ordinance No. 37502-080706. (7-0)**  
**File #166**

- b. Ordinance conveying a 0.2457-acre parcel of City-owned land located on Nelms Lane, N. E., to L & L Development Corporation. (Action on the Ordinance was tabled until the regular meeting of Council on Monday, August 7, 2006.)

**Adopted Ordinance No. 37503-080706. (7-0)**

**File #166**

## **9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.**

## **10. MOTIONS AND MISCELLANEOUS BUSINESS:**

- a. Inquiries and/or comments by the Mayor and Members of City Council.
- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

## **11. HEARING OF CITIZENS UPON PUBLIC MATTERS:**

**CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.**

**Ms. Michelle A. Robertson, 1214 Floyd Avenue, S. W., Apt. 1, expressed concern with regard to the City's process for distributing bricks from the Victory Stadium site to City residents.**

**File #122**

**Ms. Helen B. Davis, 35 Patton Avenue, N. E., expressed concern and disappointment with regard to the proposed location of the Social Security Administration Office in the Henry Street area; and the City's lack of respect and accountability to find another stadium in the Roanoke Valley for the high school athletics to play football games.**

**File #122-391**

## **12. CITY MANAGER COMMENTS: NONE.**